

AMENDMENT ONE TO SUPPLEMENTARY DECLARATION OF EASEMENTS,  
RESTRICTIONS AND COVENANTS FOR PHASE 7B2  
OF THE PEBBLE CREEK DEVELOPMENT

ADMENDENT ONE TO SUPPLEMENTARY § UNITED STATES OF AMERICA  
DECLARATION OF EASEMENTS, §  
RESTRICTIONS AND COVENANTS FOR § COUNTY OF BRAZOS  
PHASE 7B2 OF THE PEBBLE CREEK §  
DEVELOPMENT § STATE OF TEXAS

This amendment ("Amendment") is made effective the 17<sup>th</sup> day of January, 2005, by Pebble Creek Development Company, a Texas Corporation (the "Declarant" ) represented by President, Davis M. Young, whose address is 4500 Pebble Creek Parkway, College Station, Texas 77845.

WHEREAS, on or about the 28<sup>th</sup> day of December, 2004, Declarant executed an instrument entitled Supplementary Declaration of Easements, Restrictions and Covenants for Phase 7B2 of the Pebble Creek Development ("Supplementary Declaration"), and such instrument was filed of record in Volume 6470, Page 152, Official Records of Brazos County, Texas; and

WHEREAS, Declarant desires to amend the Supplementary Declaration of Easements, Restrictions and Covenants for Phase 7B2 of the Pebble Creek Development ("Supplementary Declaration"), and such instrument was filed of record in Volume 6470, Page 152, Official Records of Brazos County, Texas; and

WHEREAS, certain third parties ("Third Parties") have acquired certain lots in said Phase 7B2, and the Third Parties have consented to this addition, amendment and/or change to the Supplementary Declaration as same is recorded in Volume 6470, Page 152, Official Records of Brazos County, Texas;

NOW, THEREFORE, the Supplementary Declaration referred to above, is hereby amended, altered or changed as follows:

- 1. Section 3.2. of the Supplementary Declaration entitled "Designation of Lot Types" is hereby amended by adding a Section C. which shall read as follows:

"C. Side Setbacks

- 1. Lots 14 through 27, Block 39, Phase 7B2 shall have side setbacks of 10 feet.
- 2. Lots 28 & 34, Block 39; Lots 1 & 4, Block 61; Lots 1 & 5, Block 60, and Lot 10, Block 44, Phase 7B2 shall have a right side setback of 15 feet and a left side setback of 7.5 feet.
- 3. Lot 7, Block 41; Lot 2, Block 60; Lots 2 & 5, Block 61; Lot 6, Block 44; and Lot 29, Block 30, Phase 7B2 shall have a left side setback of 15 feet and a right side setback of 7.5 feet.
- 4. All other lots in Phase 7B2 shall have side setbacks of 7.5 feet on each side.

- D. The front of each dwelling unit of Lots 15 through 28, Block 39, and Lot 1, and Lots 5 through 12, Block 61; shall face Whistling Straits Loop.
- E. The front of each dwelling unit of Lots 29 through 34, Block 39; Lots 6 through 10, Block 44, and Lots 2 through 5, Block 60; shall face Mission Hills Court.
- F. The front of each dwelling unit Lot 14, Block 39, Lot 7 Block 41, Lots 1, 6, 7, 8, Block 60; shall face Royal Adelaide Loop.
- G. The front of each dwelling unit Lots 2 through 4, Block 61; shall face Somerset Hills Court.”

2. All other provisions, terms and conditions of the Supplementary Declaration as recorded in Volume 6470, Page 152, Official Records of Brazos County, Texas not expressly modified or changed herein shall remain in full force and effect.

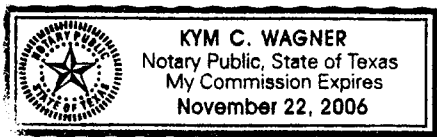
Witness our hands this 17<sup>th</sup> day of January, 2005.

PEBBLE CREEK DEVELOPMENT COMPANY

BY: [Signature]  
DAVIS M. YOUNG, President

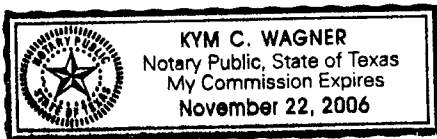
BY: [Signature]  
MOLLY M. YOUNG, Officer

Subscribed and sworn before me by Davis Young on the 17<sup>th</sup> day of January, 2005.



[Signature]  
Notary Public - State of Texas

Subscribed and sworn before me by Molly Young on the 17<sup>th</sup> day of January, 2005.



[Signature]  
Notary Public - State of Texas